

FILED ENTERED	RECEIVED SERVED ON COUNSEL/PARTIES OF RECORD
JUN 22 2009	
CLERK US DISTRICT COURT DISTRICT OF NEVADA	
PY:	DEPUTY

1
2
3
4
5
6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 RODNEY MYERS, }
9 Plaintiff, }
10 vs. }
11 M. OXBORROW, et al., }
12 Defendants. }
13

14 Plaintiff, a prisoner at Ely State Prison, has submitted a *pro se* civil rights complaint
15 received March 30, 2009, and an application to proceed *in forma pauperis* (Docket #1). On
16 April 30, 2009, the court entered an order denying plaintiff's application to proceed *in forma*
17 *pauperis*, without prejudice to his filing a new, fully completed application (Docket #3). The
18 court further ordered that plaintiff must, within thirty days, do one of the following: (1) pay the
19 full filing fee of \$350, or (2) file a fully completed application to proceed *in forma pauperis* on
20 the correct form, including a financial certificate signed by an authorized prison or jail officer.
21 The court cautioned plaintiff that if he did not timely comply with the court's order, dismissal
22 of this action might result.

23 On May 20, 2009, plaintiff filed another application to proceed *in forma pauperis*
24 (Docket #5). As was the case with plaintiff's first application, the second application is
25 incomplete because it does not contain a financial certificate signed by an authorized prison
26 or jail officer.

1 **IT IS THEREFORE ORDERED** that this action is **DISMISSED** without prejudice for
2 plaintiff's failure to obey the court's order that he either pay the filing fee in this case or submit
3 a fully completed application to proceed *in forma pauperis*.

4 DATED this 22nd day of June, 2009.

5 
6 _____
7 UNITED STATES DISTRICT JUDGE

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26